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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

IN RE: HIGH-TECH EMPLOYEE  
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:  
  
ALL ACTIONS

Master Docket No. 11-CV-2509-LHK

**GOOGLE INC.'S SUPPLEMENT  
REGARDING PLAINTIFFS' MOTION  
TO COMPEL PRODUCTION OF  
DOCUMENTS**

Date: February 26, 2013  
Time: 10:00 a.m.  
Courtroom: 5, 4th Floor  
Judge: Honorable Paul S. Grewal

1 Nothing in Plaintiffs' supplemental submission supports granting Plaintiffs' motion.

2 First, Plaintiffs do not contest

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4 Plaintiffs fail to explain the

5 significance of this fact. Indeed, there is none.  
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24 Third, Google does not contest that Mr. Campbell is subject to Intuit's Code of Conduct and  
25 Ethics. But as Google has already shown, the Intuit Code of Conduct and Ethics is not a blanket  
26 prohibition on personal use of Intuit computers and therefore weight against waiver. *In re Asia*  
27 *Global Crossing*, 322 B.R. 247, 261 (Bankr. S.D.N.Y. 2005). Nor have Plaintiffs satisfied any of the  
28 other *Asia Global Crossing* factors to support a finding of waiver here.

Dated: February 18, 2013

MAYER BROWN LLP

By: /s/ Lee H. Rubin

Lee H. Rubin

*Attorneys for Defendant GOOGLE INC.*

***ATTESTATION:*** Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from the signatory.